

AUG 30 2005

This facsimile message and its contents are legally privileged and confidential information intended solely for the use of the addressee. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, copying or other use of this message and its contents is strictly prohibited. If you have received this telecopy in error, please notify us immediately by telephone and return the original message to us at the address shown below via the Postal Service. Thank You.

ALSTON & BIRD LLP

101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000

704-444-1000
Fax: 704-444-1111

TELECOPY**PLEASE DELIVER AS SOON AS POSSIBLE**

DATE: August 30, 2005

TO: U.S. Patent and Trademark Office
Attention: Examiner A. Rudy- Group Art Unit 3627

FROM:

* * * * **OFFICIAL** * * * *

In re: Terrell B. Jones
Appl. No. 09/438,957
Filed: November 12, 1999
For: DEMAND AGGREGATION AND DISTRIBUTION SYSTEM

NO. OF PAGES: 20
(Including cover page)

OPERATOR:

IF NOT RECEIVED PROPERLY, PLEASE NOTIFY ME IMMEDIATELY AT

USER CODE: KIRKT

FAX NUMBER: (571) 273-8300

CLIENT/MATTER: 023895/257368

REQUESTED BY: E. Kelly Ext. 1066

VOICE NUMBER:

CLT01/4719676v1

CLT01/4719676v1

BEST AVAILABLE COPY

RECEIVED
CENTRAL FAX CENTER

AUG 30 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 09/438,957
Applicant(s): Terrell B. Jones
Filed: November 12, 1999
Art Unit: 3627
Examiner: A. Rudy
Title: DEMAND AGGREGATION AND DISTRIBUTION SYSTEM

Confirmation No.: 1078

Docket No.: 023895/257368
Customer No.: 00826

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT
37 C.F.R. § 1.121

Sir:

In response to the Office Action dated June 2, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims beginning on page 2 of this paper.

Remarks begin on page 12 of this paper.

BEST AVAILABLE COPY